

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF IOWA**

ANIMAL LEGAL DEFENSE FUND, IOWA
CITIZENS FOR COMMUNITY
IMPROVEMENT, BAILING OUT BENJI,
PEOPLE FOR THE ETHICAL
TREATMENT OF ANIMALS, INC., and
CENTER FOR FOOD SAFETY

Plaintiffs,

vs.

KIMBERLEY K. REYNOLDS, in her
official capacity as Governor of Iowa, TOM
MILLER, in his official capacity as
Attorney General of Iowa, and DREW B.
SWANSON, in his official capacity as
Montgomery County, Iowa County
Attorney,

Defendants.

No. 17-CV-00362-JEG-HCA

NOTICE OF APPEAL

COME NOW DEFENDANTS, Kimberley K. Reynolds, in her official capacity as Governor of Iowa, Tom Miller, in his official capacity as Attorney General of Iowa, and Drew B. Swanson, in his official capacity as Montgomery County Attorney (collectively the “Defendants”), by and through undersigned counsel, and pursuant to 28 U.S.C § 1291 and Federal Rules of Appellate Procedure 3 and 4, hereby give notice that said Defendants appeal to the United States Court of Appeals for Eighth Circuit as a matter of right from:

1. The District Court’s February 27, 2018 Order—granting in part and denying in part Defendants’ Motion to Dismiss;
2. The District Court’s January 9, 2019 Order—denying Defendants’ Motion for Summary Judgment and granting Plaintiffs’ Motion for Summary Judgment; and
3. The District Court’s February 14, 2019 Order—permanently enjoining and

prohibiting the enforcement of Iowa's Ag-Fraud statute, Iowa Code § 717A.3A.

4. Any and all other rulings adverse to Defendants in said Judgments and Orders otherwise appealable by Defendants.

Respectfully submitted,

THOMAS J. MILLER
Attorney General of Iowa

/s/ Jeffery S. Thompson
JEFFERY S. THOMPSON
Solicitor General
jeffery.thompson@ag.iowa.gov

/s/ Jacob J. Larson
JACOB J. LARSON
Assistant Attorney General
jacob.larson@ag.iowa.gov

Hoover State Office Building
1305 E. Walnut Street, 2nd Floor
Des Moines, Iowa 50319
Phone: (515) 281-5164
Fax: (515) 242-6771
ATTORNEYS FOR DEFENDANTS

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this date, I electronically filed the foregoing paper with the Clerk of Court by using the CM/ECF system. All participants in this case are registered CM/ECF users and will be served by the CM/ECF system.

DATE: February 20, 2019

/s/ Jacob J. Larson
JACOB J. LARSON
Assistant Attorney General
jacob.larson@ag.iowa.gov

Hoover State Office Building
1305 E. Walnut Street, 2nd Floor
Des Moines, Iowa 50319
Phone: (515) 281-5164
Fax: (515) 242-6771
ATTORNEYS FOR DEFENDANTS